

The Commonwealth of Massachusetts

JOURNAL OF THE HOUSE.



MONDAY, MAY 16, 2022.

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Monday, May 16, 2022.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of
allegiance.

*Message from the Governor—Disapproval and Recommendation of
Amendment in Supplemental Appropriations Bill.*

A message from His Excellency the Governor returning with his disapproval of section 73 and with an amendment to section 38 contained in the engrossed Bill making appropriations for fiscal year 2022 to provide for supplementing certain existing appropriations and for certain other activities and projects [see House, No. 4578, amended] (for message, see House, No. 4678), filed in the office of the Clerk on Friday, April 1, was read.

Supplemental
appropriations,—
disapprovals and
amendment.

So much of the message as relates to section 73 was referred, under Rule 30, to the committee on Ways and Means.

So much of the message as relates to section 38 (printed as House, No. 4677), returned with recommendation of amendment, was referred, on motion of Ms. Garlick of Needham, to the committee on Bills in the Third Reading.

Message from the Governor — Veto.

A message from His Excellency the Governor returning with his objections thereto in writing the engrossed Bill establishing the behavioral health trust fund and the behavioral health advisory commission [see House, No. 4288, amended] (for message, see House, No. 4709), was filed in the office of the Clerk on Thursday, April 14.

Behavioral
health trust
fund.

The message was read; and, under House Rule 12, it was placed in the Orders of the Day for the next sitting.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Resolutions (filed by Representatives Cabral of New Bedford, Straus of Mattapoisett, Markey of Dartmouth, Schmid of Westport and Hendricks of New Bedford) recognizing the occasion of the one hundredth anniversary of Tifereth Israel Congregation of New Bedford on Sunday, May 22, 2022; and

Tifereth Israel
Congregation.

Resolutions (filed by Mr. Linsky of Natick) congratulating Mario James St. Hilaire on receiving the Eagle Scout Award of the Boy Scouts of the United States of America;

Mario
St. Hilaire.

Mr. Galvin of Canton, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Garballey of Arlington, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Orders.

The following order (filed by Ms. Domb of Amherst) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Environment, Natural Resources and Agriculture be granted until Friday, June 3, 2022, within which time to make its final report on current Senate documents numbered 517, 569, 570 and 610, and House documents numbered 878, 948 and 988.

Environment,
Natural Resources
and Agriculture
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4781) ought to be adopted. Under suspension of the rules, on motion of Mr. Garballey of Arlington, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Ms. Domb of Amherst) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Environment, Natural Resources and Agriculture be granted until Friday, May 27, 2022, within which time to make its final report on current Senate documents numbered 503, 513, 525 and 579, and House documents numbered 869, 870, 871, 902, 907 and 992.

Id.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4782) ought to be adopted. Under suspension of the rules, on motion of Mr. Garballey of Arlington, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

The following order (filed by Mr. Cutler of Pembroke) was referred, under Joint Rule 30, to the committees on Rules of the two branches, acting concurrently:

Ordered, That, notwithstanding the provisions of Joint Rule 10, the committee on Labor and Workforce Development be granted until Friday, July 15, 2022, within which time to make its final report on current Senate documents numbered 1181, 1216 and 1224, and House documents numbered 1953, 2034 and 4202.

Labor and
Workforce
Development
committee,—
extension
of time for
reporting.

Mr. Galvin of Canton, for the committees on Rules, reported that the order (House, No. 4783) ought to be adopted. Under suspension of the rules, on motion of Mr. Garballey of Arlington, the order was considered forthwith; and it was adopted. Sent to the Senate for concurrence.

Petitions.

Petitions severally were presented and referred as follows:

By Representative Ryan of Boston and Senator DiDomenico, a joint petition (accompanied by bill, House, No. 4788) of Daniel J. Ryan, Sal N. DiDomenico and

Chelsea,—
liquor
licenses.

Jessica Ann Giannino (with the approval of the city council) that the city of Chelsea be authorized to grant five licenses for the sale of all alcoholic beverages to be drunk on the premises in said city. To the committee on Consumer Protection and Professional Licensure.

By Representative Ryan of Boston and Senator DiDomenico, a joint petition (accompanied by bill, House, No. 4789) of Daniel J. Ryan, Sal N. DiDomenico and Jessica Ann Giannino (with the approval of the city council) that the city of Chelsea be authorized to create a linkage fee for development in said city. To the committee on Municipalities and Regional Government.

Severally sent to the Senate for concurrence.

Chelsea,—
linkage
fee.

Representative Fiola of Fall River and Senator Rodrigues presented a joint petition (subject to Joint Rule 12) of Carole A. Fiola and Michael J. Rodrigues for legislation to establish a sick leave bank for Rhonda Brewster, an employee of the Department of Mental Health; and the same was referred, under Rule 24, to the committee on Rules.

Rhonda
Brewster,—
sick leave.

Papers from the Senate.

The House Order relative to extending until Sunday, May 15, 2022 the time within which the committee on Education is authorized to make its final report on current Senate documents numbered 288, 312, 317, 319, 320, 339, 358, 362 and 393, and House documents numbered 539, 546, 549, 550, 569, 605, 628, 639, 647, 649, 658, 679, 698, 701, 702 and 4032 (House, No. 4726), came from the Senate with the endorsement that it had been adopted, in concurrence, with an amendment striking out the date “Sunday, May 15” and inserting in place thereof the date “Monday, May 23”.

Education
committee,—
extension
of time for
reporting.

Under suspension of Rule 35, on motion of Mr. Garballey of Arlington, the amendment was considered forthwith; and it was adopted, in concurrence.

The House Order relative to extending until Friday, May 13, 2022 the time within which the committee on Transportation is authorized to report on current House document numbered 4561 (House, No. 4761), came from the Senate with the endorsement that it had been adopted, in concurrence, with an amendment striking out the date “Friday, May 13” and inserting in place thereof the date “Monday, May 23”.

Transportation
committee,—
extension
of time for
reporting.

Under suspension of Rule 35, on motion of Mr. Garballey of Arlington, the amendment was considered forthwith; and it was adopted, in concurrence.

A Bill changing the name of the board of selectmen in the town of Newbury to the select board (Senate, No. 2875) (on Senate bill No. 2451) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Newbury,—
select board.

A petition (accompanied by bill, Senate, No. 2876) of Bruce E. Tarr and Jamie Zahlaway Belsito (by vote of the town) for legislation to authorize the appointment of retired police officers as special police officers in the town of Rowley, was referred, in concurrence, to the committee on Public Service.

Rowley,—
special
police.

Reports of Committees.

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the following petitions:

Petition (accompanied by bill) of Patrick Joseph Kearney for legislation to establish a sick leave bank for Susanne Cleveland, an employee of the Department of Transitional Assistance. To the committee on Public Service.

Susanne
Cleveland,—
sick leave.

Petition (accompanied by bill) of David Paul Linsky that the commissioner of the Division of Capital Asset Management and Maintenance be authorized to grant easements to the town of Natick for the reconstruction of North Main Street (Route 27). To the committee on State Administration and Regulatory Oversight.

Natick,—
easement.

Under suspension of the rules, on motion of Mr. Garballey of Arlington, the reports were considered forthwith. Joint Rule 12 then was suspended, in each instance. Severally sent to the Senate for concurrence.

By Mr. Honan of Boston, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

The Senate Bill establishing a sick leave bank for John Carlson, an employee of the Department of Correction (Senate, No. 2686); and

John Carlson,—
sick leave.

House bills

To allow Saugus town meeting to adopt a process to allow non-binding resolutions (printed as Senate, No. 460); and

Saugus,—
town meeting.

Providing for the election of at large and ward councilors and school committee members in the city of Haverhill (House, No. 4636) [Local Approval Received];

Haverhill,—
elections.

Under suspension of the rules, in each instance, on motion of Mr. Garballey of Arlington, the bills severally were read a second time forthwith; and the were ordered to a third reading.

Reports of the committee on Steering Policy and Scheduling, under the provisions of the last sentence of Rule 7A, that following House bills be scheduled for consideration by the House:

Authorizing the town of Bourne to exempt the position of chief of police from civil service law (House, No. 3864) [Local Approval Received]; and

Bourne,—
civil service.

Authorizing the conveyance of easements by the city of Fitchburg to the town of Westminster (House, No. 4474) [Local Approval Received];

Fitchburg,—
easements.

Under suspension of Rule 7A, in each instance, on motion of Mr. Garballey of Arlington, the bills severally were read a second time forthwith; and they were ordered to a third reading.

By Mr. Galvin of Canton, for the committees on Rules of the two branches, acting concurrently, that the Bill to establish a Higher Education Review Commission (House, No. 4694), ought to pass. Referred, under Rule 33, to the committee on Ways and Means.

Higher
education,—
commission.

By Mr. Stanley of Waltham, for the committee on Elder Affairs, on Senate, Nos. 400, 403, 406, 413, 414, 416, 422, 423, 424, 425 and 429 and House, Nos. 724, 725, 727, 733, 736, 738, 754 and 758, a Bill to improve quality and oversight of long-term

Long-term care,—
quality and
oversight.

care (House, No. 4780). Referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Ms. Domb of Amherst, for the committee on Environment, Natural Resources and Agriculture, on Senate, Nos. 574 and 575 and House, No. 929, a Bill governing the use of pesticides containing the herbicide substance Glyphosate in the Commonwealth (House, No. 929).

Glyphosate.

By the same member, for the same committee, on Senate, Nos. 557, 558, 561 and 562 and House, Nos. 856, 912 and 1002, a Bill relative to forest protection (House, No. 4784).

Forest protection.

By the same member, for the same committee, on Senate, No. 496, and House, No. 968, a Bill improving air quality in airport environmental justice communities (House, No. 4785).

Airport communities,—
air quality.

By the same member, for the same committee, on House, No. 982, a Bill relative to helium balloons (House, No. 4786).

Helium balloons.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Gordon of Bedford, for the committee on Public Service, on a petition, a Bill to provide residency preference for the Boston Police Department and the Boston Fire Department (House, No. 2687) [Local Approval Received].

Boston,—
residency requirements.

By the same member, for the same committee, on a petition, a Bill relative to the civil service hiring of surviving dependents (House, No. 2795).

Civil service hiring.

By the same member, for the same committee, on a joint petition, a Bill relative to the exempting [sic] certain positions in the city of Gardner from the provisions of civil service (House, No. 3941) [Local Approval Received].

Gardner,—
civil service.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Engrossed Bills.

Engrossed bills

Authorizing the town of Millbury to grant an additional license for the sale of all alcoholic beverages not to be drunk on the premises (see Senate, No. 2477);

Bills enacted.

Exempting Marcel Cuffy and John R. Baker from the maximum age requirements for firefighters in the town of North Andover (see Senate, No. 2498);

Authorizing the town of Mansfield to grant additional licenses for the sale of all alcoholic beverages to be drunk on the premises (see Senate, No. 2591);

(Which severally originated in the Senate);

Further regulating the filling of vacancies on the city council of the city of Springfield (see House, No. 4223); and

Directing the police department of the city of Boston to waive the maximum age requirement for police officers for Daniel Flores (see House, No. 4233);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

UNCORRECTED PROOF.

The Senate amendment of the House Bill relative to the design, development, construction and operation of a senior low-income and affordable housing project located at 144 Greenmont Avenue in the town of Dracut (House, No. 3722), reported by the committee on Bills in the Third Reading to be correctly drawn, was adopted, in concurrence.

Dracut,—
senior
housing.

House bills

Eliminating the requirement for the geriatric authority to make payment to the town of Milford in lieu of taxes (House, No. 3023);

Authorizing the city of Melrose to establish a means tested senior citizen property tax exemption (House, No. 3766);

Authorizing the town of Swansea to enter into a lease agreement for Medeiros Farm (House, No. 4197); and

Eliminating a sub-precinct in the town of Medway (printed in House, No. 4708);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Third
reading
bills.

Recess.

At eighteen minutes after eleven o'clock A.M., on motion of Mr. Garballey of Arlington (Mr. Donato of Medford being in the Chair), the House recessed subject to the call of the Chair; and at twenty minutes before twelve o'clock noon the House was called to order with Mr. Donato in the Chair.

Recess.

Order.

On motion of Mr. Mariano of Quincy,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next
sitting.

At eighteen minutes before twelve o'clock noon, on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following day at eleven o'clock A.M., in an Informal Session.